IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 526 of 2003

Dnyanu Parvati Bendbhar .. Appellant

V/s

Subhash Ganpat Zende ... Respondent

Vilas B. Tapkire for Appellant

CORAM:S.R.SATHE,J.

DATED:24th June 2005

P.C.:-

1. Heard the learned Advocate for the appellant.

2. The plaintiff's suit for specific performance has been decreed by the trial Court and confirmed by the first appellate Court.

3. The only point that is agitated before me by the learned Advocate for the appellant is that price of the suit land shown as Rs.10,000/- was very megre, and considering this aspect specific performance should not have been granted having resolve to Section 20 of Specific Relief Act. However, admittedly the Appellant has not adduced any evidence with regard to price of the

land in question, to show that it is grossly inadequate or that the plaintiff is trying to take any undue advantage.

4. Under these circumstances no substantial question of law is involved in the matter. The appeal is dismissed in limine.

(S.R.SATHE,J.)